



3732  
PATENT & TRADEMARK  
DIVISION

| IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  |  |
|---|--|
| In re application of: <b>Bruce Robie et al.</b>   | Examiner: <b>Philogene, Pedro</b> 2004 OCT 29 PM 12:43 |
| Serial No.: <b>10/035,863</b>   | Group Art Unit: <b>3732</b>                            |
| Filed: <b>December 31, 2001</b>   | Docket No.: <b>Implex-13</b>                           |
| For: <b>INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE</b> | Date: <b>October 25, 2004</b>                          |

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### NOTIFICATION RE CLARIFICATION OF LARGE ENTITY STATUS

Dear Sir:

Applicant hereby submits that on July 30, 2004, Applicant filed a Combined Notice of Appeal and Extension of Time and inadvertently paid the small entity filing fee.

Applicant regrets this oversight and herewith authorizes to charge our deposit account number 50-2061 the deficiency owed amount of \$640.00 in regard to the filing fees.

Should there be any additional fees due and owing with respect to this application, Applicant herewith authorizes to charge our deposit account number 50-2061.

Respectfully submitted,

PAUL A. SCHWARZ  
Registration No. 37,577

11/01/2004 DALLEN 00000004 502061 10035863  
01 FC:1461 640.00 DA

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**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): Bruce Robie et al.

OCT 27 2004

Docket No.

Implex-13

Application No.

10/035,863

Filing Date

December 31, 2001

Examiner

Philogene, Pedro

Customer No.

28581

Group Art Unit

3732

Invention:

**INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO  
RECEIVE A REPAIR DEVICE**

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NOV 02 2004

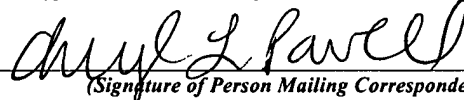
OFFICE OF PETITIONS

I hereby certify that this Notification Re Clarification of Large Entity Status and Acknowledgment Postcard  
(Identify type of correspondence)

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope  
addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on  
October 25, 2004  
(Date)

Cheryl L. Powell

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

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